**THE HON'BLE Ms. JUSTICE G. ROHINI**

**WRIT PETITION NO.3409 OF 1999**

**DATED: 25-04-2007**

Between :

1. D. Babu Rao and another ….. Petitioners

And

1. The District Collector, Khammam.,
   And 2 others. … Respondents

**THE HON'BLE Ms. JUSTICE G. ROHINI**

**WRIT PETITION NO.3409 OF 1999**

**ORDER :**

This writ petition is filed seeking a declaration that the alleged action of the respondents in laying a road through the patta lands belonging to the petitioners situated in Sy.Nos.157/AA, 173/AA, 174 E/1AA, 157A and 173/AA of Peda Korukonda Village, Kallur Mandal, Khammam District as arbitrary and illegal.

This Court while directing Rule Nisi by order dated 22-2-1999 directed that Status Quo obtaining as on that date shall be maintained. The said order continued to be in operation throughout.

Though no counter-affidavit has been filed by the respondents, the learned Government Pleader under instructions stated that the proposal for laying the road in question was subsequently dropped. In the circumstances, no further adjudication is necessary.

Accordingly, the Writ Petition is disposed of making it clear that even in case the land in question is required for laying road or any other public purpose, the possession of the petitioners shall not be disturbed without following due process of law. No costs.

G. ROHINI, J.

Dt.25–04-2007

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